

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
BUREAU OF REGULATORY SERVICES**

In re: William A. Lupi

Petition No. 2002-0829-000-069

PRELICENSURE CONSENT ORDER

WHEREAS, William A. Lupi, of Hamden (hereinafter "respondent") has applied for certification to practice as an asbestos abatement site supervisor by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 400a of the General Statutes of Connecticut, as amended; and,

WHEREAS, respondent agrees that:

1. The Department has at no time issued respondent a certificate to provide services as an asbestos abatement site supervisor under the General Statutes of Connecticut, Chapter 400a.
2. In August 1984, respondent was convicted of Manslaughter 1st degree. As a result, he was sentenced to twenty (20) years incarceration, execution suspended after sixteen (16) years, followed by five (5) years probation.
3. On August 27, 1999, respondent was convicted of Possession of Narcotics. As a result, he was sentenced to one (1) year incarceration, execution suspended, and eighteen (18) months probation, concurrent with the previous period of probation.
4. Respondent successfully completed all conditions of probation on February 27, 2001.
5. The conduct described above constitutes grounds for the denial of respondent's application for certification pursuant to §19a-14 of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §19a-14 of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives the right to a hearing on the merits of his application for certification.
2. After satisfying the requirements for certification as an asbestos abatement site supervisor as set forth in Chapter 400a of the General Statutes of Connecticut, respondent's certificate to practice will be issued.
3. Respondent's certificate to practice as an asbestos abatement site supervisor shall, immediately upon issuance, be placed on probation for one (1) year under the following terms and conditions:
 - a) Respondent shall provide his employer with a copy of this Consent Order within fifteen (15) days of its effective date, or within fifteen (15) days of commencement of employment at a new facility. Respondent agrees to provide reports from such employer on a monthly basis for the entire period of probation, stating that respondent is practicing with reasonable skill and safety.
 - b) During the period of probation, respondent shall report to the Department any arrest under the provisions of Connecticut General Statutes section 14-227a. Such report shall occur within fifteen (15) days of such event.
4. Respondent shall comply with all state and federal statutes and regulations applicable to his certification.
5. Respondent shall notify the Department of any change in his home and/or business address within fifteen (15) days of such change.
6. In the event respondent is not employed as an asbestos abatement site supervisor for periods of thirty days or longer, or is employed as an asbestos abatement site supervisor less than twenty (20) hours per week, or is employed outside the State of Connecticut,

respondent shall notify the Department in writing. Such periods of time shall not be counted in reducing the probationary period covered by this Consent Order.

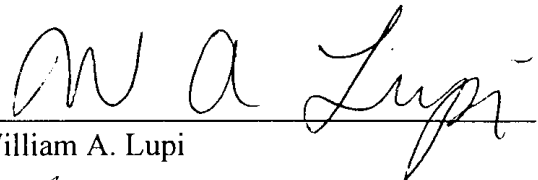
7. Any deviation from the terms of this Prelicensure Consent Order without prior written approval of the Department shall constitute a violation. A violation of any term(s) of this Prelicensure Consent Order shall result in the right of the Department in its discretion to immediately deem respondent's asbestos consultant inspector certification rescinded. Any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department's right to take action at a later time. The Department shall not be required to grant future extensions of time or grace periods. Notice of the rescission of the certification shall be sent by the Department to respondent's address of record. Respondent waives any right to a hearing on the issue of violation of the terms of this Prelicensure Consent Order.
8. That correspondence and reports required by the terms of this Prelicensure Consent Order are to be addressed to:

Ronald Skomro, Supervising Environmental Sanitarian
Division of Environmental Health
450 Capitol Avenue, MS #51AIR
PO Box 340308
Hartford, CT 06134-0308
9. Legal notice shall be sufficient if sent to respondent's last known address of record reported to the Licensure and Registration Section of the Division of Health Systems Regulation of the Department.
10. Respondent understands that this Prelicensure Consent Order may be considered as evidence of the above-admitted violations in any proceeding before the Connecticut Department of Public Health in which (1) his compliance with this Prelicensure Consent

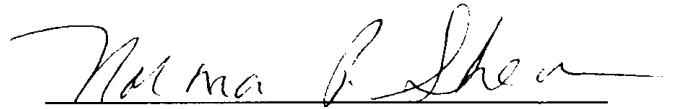
Order is at issue, or (2) his compliance with § 20-436 of the Connecticut General Statutes, as amended, is at issue.

11. This Prelicensure Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Prelicensure Consent Order is not subject to appeal or review under the provisions of Chapters 54 and 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights that he may have under the laws of the State of Connecticut or of the United States.
12. This Prelicensure Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
13. This Prelicensure Consent Order is effective when accepted and approved by a duly appointed agent of the Department.
14. Respondent understands this Prelicensure Consent Order is a matter of public record.
15. Respondent understands he has the right to consult with an attorney prior to signing this Prelicensure Consent Order.

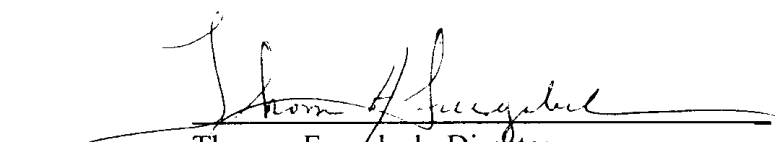
I, William A. Lupi, have read the above Prelicensure Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Prelicensure Consent Order to be my free act and deed.


William A. Lupi

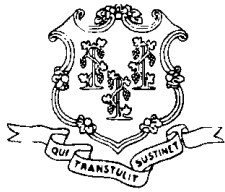
Subscribed and sworn to before me this 3rd day of SEPT. 2002.


Notary Public or person authorized
by law to administer an oath or
affirmation
Commission Expires 11/30/04

The above Prelicensure Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 3rd day of September 2002, it is hereby ordered and accepted.


Thomas Furgalack, Director
Division of Environmental Health

Petition #2002-0829-000-069
plco/jc



STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

February 3, 2004

William A. Lupi
3 Pleasant Drive
Hamden, CT 06514

Re: Pre-licensure Consent Order
Petition No. 2002-0829-000-069
Certificate No. 001831
[REDACTED]

Dear Mr. Lupi:

Please accept this letter as notice that you have satisfied the terms of your license probation, effective February 3, 2004.

Notice will be sent to the Department's Office of Practitioner Licensing and Certification section to remove all restrictions from your license related to the above-referenced Consent Order.

Please be certain to retain this letter as documented proof that you have completed your license probation.

Thank you for your cooperation during this process.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Ronald Skomro".

Ronald Skomro
Supervising Environmental Sanitarian
Division of Environmental Health

cc: J. Filippone



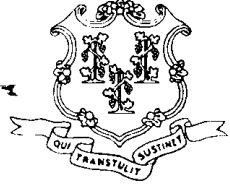
Phone:

Telephone Device for the Deaf (860) 509-7191

410 Capitol Avenue - MS # _____

P.O. Box 340308 Hartford, CT 06134

Affirmative Action / Equal Employment Opportunity Employer



STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH

CERTIFIED MAIL RETURN RECEIPT REQUESTED

7099 3400 0018 2731 0952

September 9, 2002

William A. Lupi
3 Pleasant Drive
Hamden, CT 06514

Dear Mr. Lupi:

This is to advise you that you have completed all requirements for Connecticut asbestos abatement site supervisor certification. Certificate number 001831 has been issued effective September 9, 2002.

Enclosed is a copy of the fully executed Prelicensure Consent Order in accordance with which your license is being granted. The Prelicensure Consent Order takes effect immediately.

You will receive your license in approximately eight (8) weeks, at your address of record. Instructions regarding future renewal will be enclosed. Failure to renew your license within ninety (90) days of the due date will result in your license becoming void. In that event, re-licensure would require a new application to the Department and a review of all credentials to determine whether you would satisfy current licensing requirements. In order to avoid such a process, be sure to renew your license in a timely manner each year in the month of your birth.

It is your responsibility to notify the Department of Public Health, in writing, of any future changes of name and/or address. Such notification to the Department is required by law and failure to provide same will jeopardize the status of your license.

If you have any questions, please do not hesitate to contact this office at 860-509-7590.

Sincerely,

A handwritten signature in cursive script that reads "Stephen B. Carragher".

Stephen B. Carragher
Health Program Supervisor
Division of Health Systems Regulation

cc: ✓Jennifer Filippone, Public Health Services Manager
Stanley Peck, Director, Legal Office
Donna Brewer, Director, Public Health Hearing Office
Bonnie Pinkerton, Supervising Nurse Consultant

SBC/jc

Petition Number: 2002-0829-000-069

Phone:



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